
OLR Bill Analysis

HB 5556

AN ACT CONCERNING FEES RECEIVED BY OFFICERS AND PERSONS SERVING PROCESS AND PERFORMING OTHER DUTIES.

SUMMARY:

This bill increases:

1. the maximum hourly rate state marshals receive, from \$75 to \$100 per hour, for removing a tenant, an occupant, and their possessions in an eviction proceeding and
2. certain fees for service of process by \$10 when service is on behalf of someone who is not a state or municipal official.

EFFECTIVE DATE: October 1, 2014

INCREASED FEES

Currently, officers such as state marshals and others authorized to provide service of process receive the following fees regardless of who requests the service:

1. \$30 for each process served,
2. an additional \$10 if subsequent service is at the same address,
3. an additional \$10 for notice to the attorney general in dissolution and postjudgment proceedings involving a party or child receiving public assistance, and
4. an additional \$30 for other subsequent service of the process.

The bill retains these fees when service is on behalf of (1) an official of the state or any of its agencies, boards, or commissions (different fees apply to service for the Judicial Branch or Division of Criminal

Justice, see CGS § 52-261a) or (2) a municipal official acting in his or her official capacity. When service is on behalf of someone else, the bill raises each of these fees by \$10.

By law, the court must waive and the state must pay the fees for service of process on behalf of an indigent party who is unable to pay (CGS § 52-259b).

COMMITTEE ACTION

Judiciary Committee

Joint Favorable

Yea 34 Nay 4 (04/01/2014)